

UNITED STATES COURT OF APPEALS **February 23, 2012**  
FOR THE TENTH CIRCUIT

**Elisabeth A. Shumaker**  
**Clerk of Court**

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THE OSAGE NATION, acting through  
the Osage Minerals Council,

Plaintiff - Appellant,

v.

WIND CAPITAL GROUP, LLC, a  
Delaware limited liability company;  
OSAGE WIND, LLC, a Delaware limited  
liability company; WC INVESTMENT  
MANAGEMENT, LLC, f/k/a Wind  
Capital Investment Management, LLC,  
f/k/a Wind Capital Investment Group,  
LLC, a Missouri limited liability  
company,

Defendants - Appellees.

No. 12-5007  
(D.C. No. 4:11-CV-00643-GKF-PJC)

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**ORDER**

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In accordance with 10th Cir. R. 33.1 and upon consideration of the stipulation of  
the parties to voluntarily dismiss the above-captioned appeal, this appeal is dismissed.

*See* Fed. R. App. P. 42(b).

Each party will bear their own costs on appeal. A copy of this order will stand as

the mandate of the court.

Entered for the Court,



ELISABETH A. SHUMAKER, Clerk

UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT  
OFFICE OF THE CLERK  
Byron White United States Courthouse  
1823 Stout Street  
Denver, Colorado 80257  
(303) 844-3157

Elisabeth A. Shumaker  
Clerk of Court

February 23, 2012

Douglas E. Cressler  
Chief Deputy Clerk

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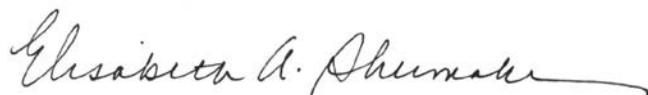
**RE: 12-5007, Osage Nation v. Wind Capital Group, et al**  
Dist/Ag docket: 4:11-CV-00643-GKF-PJC

Dear Counsel:

Enclosed please find an order issued today by the court.

Please contact this office if you have questions.

Sincerely,



Elisabeth A. Shumaker  
Clerk of the Court

cc: Craig A. Fitzgerald  
Mia Vahlberg

EAS/jm